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8 **UNITED STATES DISTRICT COURT**  
9 **EASTERN DISTRICT OF CALIFORNIA**  
10

11 UNITED STATES OF AMERICA,  
12  
Plaintiff,  
13  
vs.  
14 MICHAEL KIRK CAREY, et al.,  
15  
Defendants.  
16

**CR. S-03-0097 FCD**

**STIPULATION AND ORDER  
CONTINUING STATUS  
CONFERENCE RE: DEFENDANT  
MICHAEL CAREY ONLY**

17 IT IS HEREBY STIPULATED between the United States of America, through its attorney  
18 of record, Anne Pings, Assistant U.S. Attorney, and MICHAEL KIRK CAREY, through his  
19 counsel, David W. Dratman, that the status conference scheduled for June 13, 2005 be continued  
20 to August 8, 2005 at 9:30 a.m. for defendant CAREY only. (The other defendants are proceeding  
21 on separate schedules.)

22 This matter continues to be complex within the meaning of the Speedy Trial Act due to the  
23 volume of discovery, complexity of factual and legal issues and the need for defense counsel to  
24 have additional time to prepare. The parties stipulate that the ends of justice are met by excluding  
25 time until August 8, 2005; and, that the need of this defendant for additional time to prepare  
26 exceeds the public interest in a trial within 70 days.

27 Accordingly, the time between for June 13, 2005 and August 8, 2005 should be excluded  
28 from the calculation of time pursuant to the Speedy Trial Act, due to complexity and the needs of

counsel to prepare, pursuant to 18 U.S.C. §§ 3161(h)(8)(B)(ii) and (iv)[Local Codes T2 and T4].

Dated: June 7, 2005

/s/ David W. Dratman  
DAVID W. DRATMAN  
Attorney for Defendant  
MICHAEL KIRK CAREY

Dated: June 7, 2005

McGREGOR W. SCOTT  
UNITED STATES ATTORNEY

By: /s/ Anne Pings\*  
ANNE PINGS  
Assistant U.S. Attorney  
\*Signed with permission

**ORDER**

IT IS SO ORDERED.

Dated: June 7, 2005

/s/ Frank C. Damrell Jr.  
FRANK C. DAMRELL JR.  
United States District Court Judge